#### **CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the
United States Postal Service with sufficient postage as first class mail
in an envelope addressed to: Box Assignment, Director - U.S. Patent
and Trademark Office, Washington, D.C. 20231 on 16 January 2007
Kathleen & Moore Signature
Signature
Kathleen J. Moore
Typed name of person signing Certificate

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: EWALD SCHNEIDER

Group Art Unit:

Application No. 10/574,721

Filing Under 35 U.S.C. 371 in DO/EO/US ] of PCT/EP04/11154 filed 6 October 2004 ]

Examiner:

For: FLAME-PROOFED POLYAMIDE

MOLDING MATERIALS AND THE

**USE THEREOF** 

Attorney Docket 1-17295

January 16, 2007

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### PETITION UNDER 37 CFR 1.181 TO CORRECT PATENT OFFICE RECORDS - NO FEE DUE

Honorable Sir:

Pursuant to instructions by the PCT Help Desk Examiner of the U. S. Patent and Trademark Office, PCT Branch, on January 12, 2006, Applicant petitions for correction of the Patent Office records, errors of which appeared on both the "Notification of Acceptance of Application Under 35 USC 371 and 37 CFR 1.495" dated December 26, 2006, and "Filing Receipt" which we received from the U.S. Patent and Trademark Office on January 2, 2007, in the above-captioned application.

During our phone conference with the PCT Help Desk on January 12, 2007, the PCT Examiner verified that the outstanding documents had been received in the U.S. Patent and Trademark Office, PCT Branch, on November 29, 2006 (11/29/2006), not December 7, 2006 (12/07/2006); and confirmed that the date of December 7, 2006 appearing on both the Notice of Acceptance of Application and Filing Receipt is incorrect.

The PCT Help Desk Examiner confirmed that the appropriate date stamp of 29 November 2006, as indicated on our return receipt card (copy attached), verifies the PCT Branch received the Combined Declaration and Power of Attorney, Assignment and our Response to the Notification of Missing Requirements on November 29, 2006.

Attached hereto are copies of the appropriate documentation filed with the U.S. U.S. Patent and Trademark Office, PCT Branch, on 29 November 2006, verifying that an incorrect date of "12/07/2006" has been indicated on the "Notice of Acceptance of Application Under 35 USC 371" and the Filing Date on the official Filing Receipt. As all outstanding documents were received by the U.S. Patent Office, PCT Branch, via Express Mail procedure, on November 29, 2006, Applicant believes the date of December 7, 2006 (highlighted on the attached copies of the Notice of Acceptance and Filing Receipt) is in error and Petitions for correction of the appropriate records in the U.S. Patent Office. Applicant believes the correct date to be November 29, 2006.

We have enclosed the following documentation as proof of mailing, verifying that the actual filing date of this application should be November 29, 2006, the date of completion of all 35 USC 371 requirements:

- Copies of the U.S. Post Office Express Mail Receipt No. EV 487107675 US and Post Office Sales Receipt with an origin entry date of 11-29-2006 (November 29, 2006);
- a copy of our "Certificate Under 37 CFR 1.10 of Mailing by Express Mail" dated
   November 29, 2006;
- a copy of our return receipt card from the USPTO date-stamped received in the USPTO/PCT Branch on "29 NOV 2006";
- copies of our submission "Response to Notification of Missing Requirements Under 35 USC 371" including the following:
  - o Transmittal Letter PTO-1390;
  - o Check #078455 in the amount of \$170 to cover the requisite fees;
  - o Response to Missing Requirements with copy of 371 Formalities Letter and fully executed Combined Declaration and Power of Attorney document; and
  - o copy of the Recordation Cover Sheet and Assignment which was also submitted with our Response to the Missing Requirements Notification.

All documents are dated November 29, 2006, the date on which they were submitted to the U.S. Patent and Trademark Office, PCT Branch, under Express Mail procedure, with Express Mail certificate.

Please note the "Recordation Date" on the attached copy of the "Notice of Recordation of Assignment Document" which provides further evidence of the date of receipt of the documents submitted to the USPTO PCT Branch. The "Notice of Recordation of Assignment Document (copy attached) indicates the official date of

Application No. 10/574,721

4

1-17295

recordation of the Assignment was "11/29/2006". This "Recordation Date" is the date the outstanding documents were submitted (via Express Mail) to the U.S. Patent and Trademark Office, PCT Branch.

Applicant respectfully petitions for correction of the U.S. Patent and Trademark Office records and issuance of a corrected 371 Notice of Acceptance Letter to reflect the correct date of receipt of the outstanding documents, as well as correction of the filing date on the Filing Receipt, to reflect the actual date of receipt of all outstanding documents and completion of the 35 USC 371 requirements by the U.S. Patent and Trademark Office, PCT Branch, to that of November 29, 2006.

As the corrections requested are the result of a Patent Office error, Applicant was instructed by the PCT Help Desk Examiner that no Petition Fee or any additional fees should be due or required. Please charge any additional fees that may be due to Deposit Account No. 13-1816.

Respectfully submitted,

D. Edward Dolgorukov

Registration No. 26,266

**ATTORNEYS** 

**Customer Number 001678** MARSHALL & MELHORN, LLC Four SeaGate - 8<sup>th</sup> Floor Toledo, Ohio 43604

Phone: (419) 249-7146

Fax: (419) 249-7151



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Vinzinia 22313-1450

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/574,721 Ewald Schneider

1-17295

INTERNATIONAL APPLICATION NO.

PCT/EP04/11154

1678
MARSHALL & MELHORN
FOUR SEAGATE, EIGHT FLOOR
TOLEDO, OH 43604

1.A. FILING DATE PRIORITY DATE 10/06/2004 10/06/2003

CONFIRMATION NO. 1917
371 ACCEPTANCE LETTER

\*OC000000021710496\*

Date Mailed: 12/26/2006

#### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

11/29/2006

11/29/2006

12/07/2006

12/07/2006

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS

DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 04/05/2006
- English Translation of the IA filed on 04/05/2006
- Copy of the International Search Report filed on 04/05/2006
- Preliminary Amendments filed on 04/05/2006
- Information Disclosure Statements filed on 04/05/2006
- Oath or Declaration filed on 12/07/2006 11/29/2006
- Request for Immediate Examination filed on 04/05/2006
- U.S. Basic National Fees filed on 04/05/2006
- Assignment filed on 12/07/2006 11/29/2006
- Priority Documents filed on 04/05/2006
- Specification filed on 04/05/2006

District Control

JAN 0 2 2007

- Claims filed on 04/05/2006
- Abstracts filed on 04/05/2006

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

VIRGINIA L IRBY

Telephone: (703) 308-9140 EXT 229

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450

Alexandria, Virginia 22313-1450 www.uspto.gov

FILING OR 371 DRAWINGS TOT CLMS IND CLMS **ART UNIT** FIL FEE REC'D ATTY.DOCKET NO APPL NO. (c) DATE 10 2 1-17295 1030 10/574,721 1714 12/07/2006

1678 MARSHALL & MELHORN FOUR SEAGATE, EIGHT FLOOR **TOLEDO, OH 43604** 

**CONFIRMATION NO. 1917** 

FILING RECEIPT

\*OC000000021710495\*

Date Mailed: 12/26/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ewald Schneider, Fuerstenau, SWITZERLAND;

Power of Attorney: The patent practitioners associated with Customer Number 1678.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/11154 10/06/2004

**Foreign Applications** 

GERMANY 103 46 326.7 10/06/2003

If Required, Foreign Filing License Granted: 12/21/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/574,721** 

**Projected Publication Date: 03/29/2007** 

Non-Publication Request: No

**Early Publication Request: No** 

JAN @ 2 2007

**Title** 

Flame-proofed polyamide molding materials and the use thereof

**Preliminary Class** 

524

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR

1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

CENTRAL STATION TOLEDO, Ohio
436049998
3800870105 -0096
(800)275-8777

11/29/2006

31

03:57:15 PM

Sales Receipt Final Sale Unit Product Price Qty Price Description \$14.40 ALEXANDRIA VA 22313 EM PO-Add Flat Rate

6.20 oz.

EV487107675US

Label #: Next Day Noon / Normal

Delivery Customer Postage Subtotal:

-\$14.40 \$0.00

Total:

\$0.00

Paid by:

Bill#: 1000400560792

Clerk: 10

All sales final on stamps and postage.
Refunds for guaranteed services only.
Thank you for your business.
Customer Copy

e îndică în en in cunt ni pri spisi în pri il pri spisi (pri spisi pri) (pri pri pri) (pri pri pri pri pri pri pri pri pri pri	Customer Copy Label 11-F. June 2002
	<b>EXPRESS</b>
EV 487107675 US	UNITED STATES POSTAL SERVICE® Post Office To Addressee
ORIGIN (POSTAL USE ONLY)	DELIVERY (POSTAL USE ONLY)
PO Zi Code Day of Delivery Flat Rate Envelope	Delivery Attempt Time Employee Signature
	Mo. Day AM PM  Delivery Attempt Time Employee Signature:
Date In Postage  Mo. Day Year 12 Noon 3 PM \$	Mo. Day AM PM
Time In S. 5 6 Military Receipt Fee	Delivery Date Time Employee Signature
AM 2nd Day 3rd Day	Mo. Day . LAM LPM
Weight Int'l Alpha Country Code COD Fee Insurance Fee	WAIVER OF SIGNATURE (Domestic Only) Additional merchandles insurance is void if waiver of eignature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and tauthorize that delivery employee's signature constitutes valid proof of delivery and in the constitutes and the constitutes are constituted and the constitutes are constituted as a constitute of the constitutes are constituted as a constitute of the constitutes are constituted as a constitute of the constitute of the constitutes are constituted as a constitute of the constitu
No Delivery Acceptance Clerk Initials Total Postage & Fees \$	NO DELIVERY Weekend Holiday School Street St
METHOD OF PAYMENT:	Federal Agency Acct. No. or Postal Service Acct. No.
FROM: (PLEASE PRINT) PHONE (419, 249-7100	TO: (PLEASE PRINT) PHONE ( )
MARSHALL & MELHORN	Madl Ston PCT
4 SEAGATE FL 8	Mail Stop PCT
TULEUU OH 43604-2638	Commissioner for Patents
	P.O. Box 1450
DED/km	Alexandria, VA 22313-1450
P159500-17295001	<b>L</b>
PRESS HARD. You are making 3 copies. FOR PICKUP OR TRACKING CALL 1-80	00-222-1811 www.usps.com 三星碧雪

SERIAL NO. 10/5/4, /21 FILED	CASE NO. <u>1-17295</u>
PATENT NO ISSUED	Pfenning
APPLICANT(S): <u>Ewald Schneider</u>	
PAPERS FILED HEREWITH: X FEE	s \$ 170.00
X EXPRESS MAIL CERTIFICATES	
x Response to Notification of	of Missing Requirements and
copy of 371 Formalities Le	etter (4 pgs)
x Executed Combined Declarat	
document (3 pgs)	
x Transmittal Cover Letter T	PTO-1390 (3pgs w/copy of same3pg
Assignment Recordation Cov	ver Sheet PTO-1595 and Assign
for Recordation (3 pages)	
x English Translation of the	International Preliminary
Report on Patentability for	r PCT/EP2004/011154 (IB/373 &
ISA/237) 7 pages:	
IAP13 Rec'd PCT/	2006, MON 5006
	- <del>-</del> -

THE PATENT OFFICE MAIL ROOM DATE STAMP HEREON ACKNOWLEDGES RECEIPT OF THE ABOVE PAPERS



D. Edward Dolgorukov, Esq. MARSHALL & MELHORN, LLC FOUR SEAGATE - EIGHTH FLOOR TOLEDO, OHIO 43604

RECEIVED

DEC 0 6 2006

#### CERTIFICATE UNDER 37 CFR 1.10 OF MAILING BY "EXPRESS MAIL"

"Express Mail" Label Number <u>EV 487107675 US</u>
Date of Deposit November 29, 2006
I:hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.
Kathler J. Ynone  Signature of person mailing correspondence
Signature of person mailing correspondence
Kathleen J. Moore
Typed name of person mailing correspondence

### EV487107675US

### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371

Application No. 10/574,721

International Appln. No. PCT/EP04/11154 filed 06 October 2004 (06.10.2004)

Earliest Priority Date Claimed: 06 October 2003 (06.10.2003)

Title: Flame-Proofed Polyamide Molding Materials and the Use Thereof

Inventor: Ewald Schneider

Assignee: EMS-Chemie AG

Attorneys: Marshall & Melhorn, LLC

Attorney Docket No: 1-17295

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES	ATTORNEY'S DOCKET NUMBER
DESIGNATED/ELECTED OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371	10/574,721
INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PCT/EP04/11154 06 October 2004 (06.10.2004)	PRIORITY DATE CLAIMED  06 October 2003 (06.10.2003)
TITLE OF INVENTION Flame-Proofed Polyamide Molding Materials and the	<u></u>
APPLICANT(S) FOR DO/EO/US	USE THEIEOI
Ewald Schneider	Office the fallowing items and other information.
Applicant herewith submits to the United States Designated/Elected Office (DO/E	•
1 This is a FIRST submission of items concerning a submission under 35 U.S.C. 37	
2 This is a SECOND or SUBSEQUENT submission of items concerning a submission	on under 35 U.S.C. 371.
This is an express request to begin national examination procedures (35 U.S.C. 3 (5), (6), (9) and (21) indicated below.	71(f)). The submission must include items
4. The US has been elected (Article 31).	
A copy of the International Application as filed (35 U.S.C. 371(c)(2))	
a. is attached hereto (required only if not communicated by the Internation	onal Bureau).
b has been communicated by the International Bureau.	
c is not required, as the application was filed in the United States Recei	ving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S	C. 371(c)(2)).
a. is attached hereto.	
b. has been previously submitted under 35 U.S.C. 154(d)(4).	
7. Amendments to the claims of the International Application under PCT Article 19	(35 U.S.C. 371(c)(3))
a. are attached hereto (required only if not communicated by the Intern	ational Bureau).
b. have been communicated by the International Bureau.	
c. have not been made; however, the time limit for making such amend	lments has NOT expired.
d. have not been made and will not be made.	
8. An English language translation of the amendments to the claims under PCT A	article 19 (35 U.S.C. 371(c)(3)).
9 X An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).	
10. An English language translation of the annexes of the International Preliminary Article 36 (35 U.S.C. 371(c)(5)).	Examination Report under PCT
Items 11 to 20 below concern document(s) or information included:	
11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98	
12. X An assignment document for recording. A separate cover sheet in compliance	with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.	
14. An Application Data Sheet under 37 CFR 1.76.	
15. A substitute specification.	
16. X A power of attorney and/or change of address letter. (combined with Declar	ation)
17. A computer-readable form of the sequence listing in accordance with PCT Rule	e 13ter.2 and 37 CFR 1.821- 1.825.
18. A second copy of the published International Application under 35 U.S.C. 154(	J)(4).
19. A second copy of the English language translation of the international application	on under 35 U.S.C. 154(d)(4).

This collection of Information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Page 1 of 3

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICA	TION NO. (if known	, see 37 CFR 1.5)	INTERNATIONAL AF	PLICATION NO.	ATTORNEY'S DOC	KET NUMBER
10/574,721 PCT/EP04/11154 1-172			1-17295			
Other items or information: Express mail certificate; copy of 371 Formalities Letter with Response to Notification of Missing Requirements (4 pgs); return receipt card; English translation of the International Preliminary Report on Patentability for PCT/EP04/11154 (7pgs)						
The foll	lowing fees have b	een submitted		<u> </u>	CALCULATIONS	PTO USE ONLY
21.	ic national fee (37	CFR 1.492(a))		\$300	\$	1 10 002 012
	nination fee (37 CI					
by IPEA/	US indicates all cl	aims satisfy provis	national preliminary examinal sions of PCT Article 33(1)-(4)	\$0	\$_	
If the written opin IPEA/US Search fee (37 Control of the International Search previously	indicates all clain FR 1.445(a)(2)) honal Searching Au Irch Report prepar Irch communicated to	or the International as satisfy provision as been paid on the thority ed by an ISA othe the US by the IB.	al preliminary examination repairs of PCT Article 33(1)-(4) ne international application to repair than the US and provided to	the USPTO as an\$100 the Office or\$400	\$ -	
	TOTAL OF 21, 22	2 and 23 =			-	
listing In program	Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) in an electronic medium or computer program listing in an electronic medium) (37 CFR 1.492(j)).  The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets		additional 50 or fraction up to a whole number)	RATE		
- 100 =	/50 =			× \$250	\$ -	<b>}</b>
			n fee, examination fee, or the (37 CFR 1.492(h)).		\$ 130.00	
CLAIMS	NUMB	ER FILED	NUMBER EXTRA	RATE	\$	
Total claims		- 20 =		x \$ 50	\$ -	<u> </u>
independent clai	ms	-3=		x \$200	\$ -	<del>                                     </del>
MULTIPLE DEPI	ENDENT CLAIM(S	S) (if applicable)		+ \$360	\$ -	
			TOTAL OF ABOVE	CALCULATIONS =	\$ 130.00	
Applicant da	ims small entity st	atus. See 37 CFR	1.27. Fees above are reduc	ed by 1/4.		
				SUBTOTAL =	\$ 130.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$_	_ <u></u>			
TOTAL NATIONAL FEE =		\$ 130.00	· · · · · · · · · · · · · · · · · · ·			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +		\$ 40.00				
TOTAL FEES ENCLOSED =			<sup>\$</sup> 170.00			
				-	Amount to be refunded:	\$
					Amount to be charged	\$

	4						
a. X	A check in the amount of \$ 170,00 to cover the above fees is enclosed.						
<b>b</b>	Please charge my Deposit Account No In the amount of \$ to cover the above fees.  A duplicate copy of this sheet is enclosed.						
c. X	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>13-1816</u> . A duplicate copy of this sheet is enclosed.						
d. 🗀	Fees are to be charged to a credit card, WARNING: Information on this form may become public. Credit card information should be included on this form. Provide credit card information and authorization on PTO-2038. The PTO-2038 should only be mailed to the USPTO. However, when paying the basic national fee, the PTO-2038 may NOT be faxed to the USPTO.						
	ADVISORY: If filing by EFS-Web, do NOT attach the PTO-2038 form as a PDF along with your EFS-Web submission. Please be advised that this is not recommended and by doing so your credit card information may be displayed via PAIR. To protect your Information, it is recommended paying fees online by using the electronic payment method.						
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.							
	LL CORRESPONDENCE TO: ner Number 001678	37					
Marsh	all & Melhorn, LLC	•					
Four S	seaGate - 8th Floor						
Toledo	NAME O, Ohio 43604						
	26,266  REGISTRATION NUMBER						
Phone	: 419-249-7146						
Fax: 4	19-249-7151						
ł .							

"Express Mail" Label Number <u>EV 487107675 US</u>
hereby certify that this correspondence is being deposited with the United States
Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10
on November 29, 2006 and is addressed to Mail Stop PCT, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450
Kattleen Amoore
(Signature of person mailing correspondence)
Kathleen J. Moore
(Typed name of person mailing correspondence)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  EWALD SCHNEIDER  ]	Group Art Unit:
Application No. 10/574,721 ] Filing Under 35 U.S.C. 371 in DO/EO/US ] of PCT/EP04/11154 filed 6 October 2004 ]	Examiner:
For: FLAME-PROOFED POLYAMIDE  MOLDING MATERIALS AND THE  USE THEREOF  ]	Attorney Docket 1-17295

November 29, 2006

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371

Honorable Sir:

In response to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)" dated November 20, 2006 (copy attached), enclosed is the fully executed Combined Declaration and Power of Attorney document. Please note that the citizenship of the inventor has been corrected on the enclosed executed Combined Declaration and Power of Attorney document. The correct citizenship of the inventor, Ewald Schneider, is <u>Austria</u>.

Also enclosed is an Assignment document from the inventor, Ewald Schneider, to EMS-Chemie AG for recordation.

A check in the amount of \$170.00 is enclosed to cover the requisite fees: \$130.00 surcharge for late filing of the Declaration and \$40 for recordation of the Assignment.

Please charge any additional fees due or credit any overpayment to Deposit Account No. 13-1816.

Respectfully submitted,

D. Edward Dolgorukoy

Registration No. 26,266

#### **ATTORNEYS**

Customer Number 001678
MARSHALL & MELHORN, LLC
Four SeaGate - 8<sup>th</sup> Floor
Toledo, Ohio 43604

Phone: (419) 249-7146 Fax: (419) 249-7151 COMMISSIONER OF PATENT & TRADEMARK, 11/29/2006

Inv.Date Inv.No. 11-28-06 P159500-17295001

Invoice Description

Amount 170.00

\$170.00

078455 78455 COLORED BACKGROUND, MICROPRINTING & WATERMARK ON THE BACK 00. \$170 COMMISSIONER OF PATENT & TRADEMARKS Dollars 78455 THIS CHECK HAS VARIOUS SECURITY FEATURES INCLUDING One Hundred Seventy and No/100 MARSHALL & MELHORN, LLC ATTORNEYS AT LAW Four Seagate Toledo, Ohio 48604 (419) 249-7100

"B675018 1:041200551: "55750" 186751: "18574870"



1678

#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450

Alexandria, Virginia 22313-1450

U.S. APPLICATION NUMBER NO.

FOUR SEAGATE, EIGHT FLOOR

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/574,721

**Ewald Schneider** 

1-17295

INTERNATIONAL APPLICATION NO.

PCT/EP04/11154

I.A. FILING DATE

PRIORITY DATE

10/06/2004

10/06/2003

CONFIRMATION NO. 1917 371 FORMALITIES LETTER

\*OC000000021287544\*

Date Mailed: 11/20/2006

MARSHALL & MELHORN

**TOLEDO, OH 43604** 

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/05/2006
- English Translation of the IA filed on 04/05/2006
- Copy of the International Search Report filed on 04/05/2006
- Preliminary Amendments filed on 04/05/2006
- Information Disclosure Statements filed on 04/05/2006
- Oath or Declaration filed on 04/05/2006
- Request for Immediate Examination filed on 04/05/2006
- U.S. Basic National Fees filed on 04/05/2006
- Priority Documents filed on 04/05/2006
- Specification filed on 04/05/2006
- Claims filed on 04/05/2006
- Abstracts filed on 04/05/2006

LECTIVED

NUV 2 7 2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:



• \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. <a href="https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html">https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html</a>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <a href="http://www.uspto.gov/ebc.">http://www.uspto.gov/ebc.</a>

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

#### VIRGINIA L IRBY

Telephone: (709) 308-9140 EXT 229

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/574,721	PCT/EP04/11154	1-17295

FORM PCT/DO/EO/905 (371 Formalities Notice)

### COMBINED DECLARATION AND POWER OF ATTORNEY IN ORIGINAL APPLICATION (CONCERNING A FILING UNDER 35 USC 371)

in accordance with 37 CFR 1.98.

As a below harried inventor, i hereby declare that:					
My residence, post office address, and citizenship are as stated below next to my name,					
I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled					
the specification of which					
is attached hereto; and					
X is a filing under 35 USC 371 of PCT International Application No. PCT/EP2004/011154 filed 6 October 2004.					
X was filed on <u>April 5, 2006</u> as U.S. Application Number 10/574,721 and was amended on <u>April 5, 2006</u> .					
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.					
I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,					
X and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent; and					
if this is a continuation-in-part application, information that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application, in accordance with 37 CFR 1.63(e); and					
in compliance with this duty there is attached an information disclosure statement					

I hereby claim foreign priority benefits under Title 35 USC § 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, inventor's or plant breeder's certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Applica		Priority C	Claimed	
103 46 326.7	Germany	6 October 2003	X_	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

	<del></del>	
(Application No.)	(Filing Date)	(Status) (patented, pending, abandoned)

If foreign agent is involved, the undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from <u>Pfenning, Meinig & Partner</u> (foreign agent) as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith with full power of substitution and revocation: D. Edward Dolgorukov, Reg. No. 26,266; Donald A. Schurr, Reg. No. 34,247; Mark A. Hixon, Reg. No. 44,766; Stephen P. Evans, Reg. No. 47,281; and Stephen G. Kimmet, Reg. No. 52,488. Address all telephone calls to D. Edward Dolgorukov at telephone number 419-249-7146. Address all correspondence to MARSHALL & MELHORN, LLC, Four Seagate - 8th Floor, Toledo, Ohio 43604, Attention: D. Edward Dolgorukov.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name o	f sole or fi	rst inventor	EWALD SCHNEIDER				
Inventor's si	gnature _	awald	Helia as	Date :	June	20,	2006
Residence Oberprada 109, CH-7414 Fuerstenau, Switzerland							
Citizenship	Austria	·	Post Office Address	Sa	me as a	bove	

RECORDATION FORM COVER SHEET			
PATENT	SONLY		
To the Director of the U.S. Patent and Trademark Office: Pleas	e record the attached documents or the new address(es) below.		
1. Name of conveying party(ies)	2. Name and address of receiving party(ies)		
Ewald Schneider	Name: EMS-Chemie AG		
•	Internal Address:		
Additional name(s) of conveying party(ies) attached? Yes X No			
3. Nature of conveyance/Execution Date(s):	Street Address: Reichenauerstrasse		
Execution Date(s) June 21, 2006			
X Assignment			
Security Agreement Change of Name	City: Domat/EMS		
Joint Research Agreement	State:		
Government Interest Assignment	Country Switzerland 7: CH 7012		
Executive Order 9424, Confirmatory License	Country: Switzerland Zip: CH-7013		
Other	Additional name(s) & address(es) attached? Yes X No		
4. Application or patent number(s):	document is being filed together with a new application.		
A. Patent Application No.(s)	B. Patent No.(s)		
10/574,721			
Additional numbers att	ached? Yes X No		
5. Name and address to whom correspondence	6. Total number of applications and patents		
concerning document should be mailed:	involved: 1		
Name: Marshall & Melhorn, LLC	7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00		
D. Edward Dolgorukov Internal Address:	Authorized to be charged by credit card		
	Authorized to be charged to deposit account		
Street Address: Four SeaGate - 8th Floor	X Enclosed		
	None required (government interest not affecting title)		
City:Toledo	8. Payment Information		
State: Ohio Zip: 43604	a. Credit Card Last 4 Numbers Expiration Date		
Phone Number: (419) 249-7146			
Fax Number: (419) 249-7151	b. Deposit Account Number 13-1816		
Email Address: dolgorukov@marshall-melhorn.com	Authorized User Name Marshall & Melhorn, LLC		
9. Signature: Surard Ablance	November 29, 2006		
Signature	Date		
	7. 1-17295 Total number of pages including cover 3		
Name of Person Signing	sheet, attachments, and documents:		

Attorney Docket No.

1-17295

#### ASSIGNMENT OF INVENTION

For: x U.S. and/or Foreign Rights

For: x U.S. Application

By: x Inventors or Present Owner

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of One Dollar (\$1.00) each, the receipt of which is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNOR:** 

Inventors or persons or entities who own the invention

Ewald Schneider

<u>Austria</u>

Oberprada 109

Nationality

CH-7414 Fuerstenau

Switzerland

hereby sells, assigns and transfers to

ASSIGNEE:

**EMS-Chemie AG** 

Switzerland

Nationality

Reichenauerstrasse

CH-7013 Domat/EMS

Switzerland

and the successors, assigns and legal representatives of the ASSIGNEE, his entire right, title and interest, for the United States and its territorial possessions, and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled: Flame-Proofed Polyamide Molding Materials and the Use Thereof Names of inventors

Ewald Schneider

and which is found in U.S. patent application no. 10/574,721 filed on April 5, 2006, under 35 USC 371 of International Application No. PCT/EP2004/011154 filed on October 6, 2004.

and any legal equivalent thereof in a foreign country, including the right to claim priority, and in and to, all Letters Patent to be obtained for said invention by the above application, for the United States of America and its territorial possessions and any other foreign country or countries that may be granted to him therefor, and any continuation,

division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof;

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

Jato:	June	21,	2006	Gwald Tel
วลเษ				

**Ewald Schneider** 

**ASSIGNOR** 

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized, then it will only be prima facie evidence of execution. 35 U.S.C. 261.



#### UNITED STATES PATENT AND TRADEMARK OFFICE

Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office

DECEMBER 15, 2006

PTAS



MARSHALL & MELHORN, LLC D. EDWARD DOLGORUKOV FOUR SEAGATE-8TH FLOOR TOLEDO, OH 43604

UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 11/29/2006

REEL/FRAME: 018637/0915

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

SCHNEIDER, EWALD

DOC DATE: 06/21/2006

ASSIGNEE:

EMS-CHEMIE AG

REICHENAUERSTRASSE

DOMAT/EMS, SWITZERLAND CH-7013

SERIAL NUMBER: 10574721

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: FLAMEPROOFED POLYAMIDE MOLDING MATERIALS AND THE USE THEREOF

ASSIGNMENT SERVICES BRANCH PUBLIC RECORDS DIVISION

RECEIVED

DEC 2 1 2006

Edited and Months in C

ک	
9	
0	
_ \	

Express mail number EV 487107675 US

12-07-2006 . DEPARTMENT OF COMMERCE Form PTO-1595 (Rev. 07/05)
OMB No. 0651-0027 (exp. 6/30/2008) 1 States Patent and Trademark Office RECC 103345311 To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below. 1. Name of conveying party(les) 2. Name and address of receiving party(les) Name: EMS-Chemie AG **Ewald Schneider** Internal Address: Additional name(s) of conveying party(ies) attached? Yes X No 3. Nature of conveyance/Execution Date(s): Street Address: Reichenauerstrasse Execution Date(s) June 21, 2006 X Assignment Merger City: Domat/EMS **Security Agreement** Change of Name Joint Research Agreement State: **Government Interest Assignment** Zip: CH-7013 Country: Switzerland Executive Order 9424, Confirmatory License Other Additional name(s) & address(es) attached? Yes X No 4. Application or patent number(s): This document is being filed together with a new application. A. Patent Application No.(s) B. Patent No.(s) 12/01/2006 MKAYPAGH 00000092 10574721 02 FC:8021 Additional numbers attached? 5. Name and address to whom correspondence 6. Total number of applications and patents concerning document should be mailed: involved: 1 Name: Marshall & Melhorn, LLC 7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00 D. Edward Dolgorukov Authorized to be charged by credit card Internal Address:\_\_ Authorized to be charged to deposit account X Enclosed Street Address: Four SeaGate - 8th Floor None required (government interest not affecting title) 8. Payment Information Toledo City: a. Credit Card Last 4 Numbers \_\_\_\_\_ Zlp: 43604 Expiration Date \_\_\_\_\_ Ohio State: \_ Phone Number: (419) 249-7146 b. Deposit Account Number \_\_\_\_13-1816 Fax Number: (419) 249-7151 Authorized User Name Marshall & Melhorn, LLC Email Address: dolgo ukov@marshall-melhorn.com November 29, 2006 9. Signature: Signature Date Total number of pages including cover Docket No. 1-17295 D. Edward Dolgorukov, Reg. No. 26,266 sheet, attachments, and documents:

Name of Person Signing

1-17295 Attorney Docket No.

#### ASSIGNMENT OF INVENTION

For: x U.S. and/or Foreign Rights

For: x U.S. Application

By: x Inventors or Present Owner

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of One Dollar (\$1.00) each, the receipt of which is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNOR:** 

Inventors or persons or entities who own the invention

Ewald Schneider

<u>Austria</u>

Oberprada 109

Nationality

CH-7414 Fuerstenau

Switzerland

hereby sells, assigns and transfers to

**ASSIGNEE:** 

EMS-Chemie AG

Switzerland

Nationality

Reichenauerstrasse

CH-7013 Domat/EMS

Names of inventors

Switzerland

and the successors, assigns and legal representatives of the ASSIGNEE, his entire right, title and interest, for the United States and its territorial possessions, and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled: Flame-Proofed Polyamide Molding Materials and the Use Thereof Ewald Schneider

and which is found in U.S. patent application no. 10/574,721 filed on April 5, 2006, under 35 USC 371 of International Application No. PCT/EP2004/011154 filed on October 6, 2004.

and any legal equivalent thereof in a foreign country, including the right to claim priority, and in and to, all Letters Patent to be obtained for said invention by the above application, for the United States of America and its territorial possessions and any other foreign country or countries that may be granted to him therefor, and any continuation,

division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof;

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

Data:	June	21,	2006	Ewald	Jelin
172112					

**Ewald Schneider** 

**ASSIGNOR** 

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized, then it will only be prima facie evidence of execution. 35 U.S.C. 261.